

UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK

Document 12

Filed 01/16/2008

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AMERICAN HOME ASSURANCE COMPANY,

X

Case No.: 07 CV 6219 (DC)

Plaintiff,

-against-

DELTA AIR LINES, INC., UTi UNITED STATES, INC.,
& SERVICIOS LOGISTICS INTERGRADOS,

Defendants.

X

DELTA AIR LINES, INC.,

Defendant and Third Party Plaintiff

-against-

SWISSPORT USA, INC.,

Third Party Defendant.

X

AFFIDAVIT OF SERVICE

STATE OF NEW YORK

)

) ss.:

COUNTY OF NEW YORK

)

JOSE OQUENDO, being duly sworn, deposes and says:

1. That I am not a party to this action, am over eighteen years of age and reside in the State of New York;
2. That on January 09, 2008, at approximately 10:11 a.m., I served by hand, by personally delivering to and leaving with, a true and correct copy of the forgoing documents: **THIRD PARTY SUMMONS IN A CIVIL ACTION** and **THIRD PARTY COMPLAINT with Attachments**, all upon **SWISSPORT USA, INC.**, by Personal Delivery, via Ms. Alaissa Valerio, who identified herself as an "Office Manager and employee" as well as being authorized, as Agent to accept service on behalf of Swissport USA, Inc., which service was effected at their actual place of business indicated below:

SWISSPORT USA, INC.
 Building 151 / Suite 300
 Jamaica, New York 11430

3. **Ms. Alaissa Valerio** can best be described as:

Hispanic Female - Light Brown skin - Blonde hair - Brown eyes - Approximately 22 - 32 years of age, 5'4"- 5'7" and 100 - 125 lbs.

Dated: January 09, 2008
 New York, New York


JOSE OQUENDO
 License No.: 1154641

Sworn to before me on this the 09th day of January 2008.


 NOTARY PUBLIC

HOLLY ROLDAN
 Notary Public, State of New York
 No. 01RO6125752
 Qualified in New York County
 Commission Expires April 20, 2009

RAPID & RELIABLE ATTORNEY SERVICE, INC.
 -A FULL-SERVICE LITIGATION SUPPORT CORPORATION-

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 NEW YORK, NEW YORK 10268
 212-608-1555

'We've built our reputation on your satisfaction'

Southern

District of

New York

AMERICAN HOME ASSURANCE COMPANY

PLAINTIFF,

v.

DELTA AIR LINES, INC., UTE UNITED STATES
INC., & SERVICIOS LOGISTICS INTERGRADOS

**THIRD PARTY SUMMONS IN A
CIVIL ACTION**

DEFENDANTS.

X

Case Number: 07 CIV. 6219 (DC)

DELTA AIR LINES, INC.

DEFENDANT AND THIRD
PARTY PLAINTIFF,

v.

SWISSPORT USA, INC.

THIRD PARTY DEFENDANT.

X

To: SWISSPORT USA, INC.

Building 151, Suite 300
JFK International Airport
Jamaica, New York 11430

YOU ARE HEREBY SUMMONED and required to serve on

PLAINTIFF'S ATTORNEY:

Kennedy Lillis Schmidt & English
75 Maiden Lane - Suite 402
New York, NY 10038-4816

DEFENDANT AND THIRD PARTY PLAINTIFF'S ATTORNEY:

Mound Cotton Wollan & Greengrass
One Battery Park Plaza
New York, NY 10004

an answer to the third-party complaint which is served on you with this summons, within 20 days after the service of this summons on you, exclusive of the day of service. If you fail to do so, judgment by default may be taken against you for the relief demanded in the third-party complaint. There is also served on you with this summons a copy of the complaint of the plaintiff. You have the option of answering or not answering the plaintiff's complaint, *unless* (1) this is a case within Rule 9(h) Federal Rules of Civil Procedure, *and*(2) the third-party plaintiff is demanding judgment against you in favor of the original plaintiff under the circumstances described in Rule 14(c) Federal Rules of Civil Procedure, in which situation you are required to make your defenses, if any, to the claim of plaintiff as well as to the claim of the third-party plaintiff. Any answer that you serve on the parties to this action must be filed with the Clerk of this Court within a reasonable period of time after service.

J. MICHAEL McMAHON

JAN 08 2008

CLERK

DATE

Fatima Austin
(By) DEPUTY CLERK

AO 441 (Rev. 8/01) Third Party Summons in a Civil Action

RETURN OF SERVICE		
Service of the Summons and complaint was made by me ⁽¹⁾	DATE	
NAME OF SERVER	TITLE	
<i>Check one box below to indicate appropriate method of service</i>		
<input type="checkbox"/> Served personally upon the third-party defendant. Place where served: <input type="checkbox"/> Left copies thereof at the third-party defendant's dwelling house or usual place of abode with a person of suitable age and discretion then residing therein. Name of person with whom the summons and complaint were left: <input type="checkbox"/> Returned unexecuted: <input type="checkbox"/> Other (specify): 		
STATEMENT OF SERVICE FEES		
TRAVEL	SERVICES	TOTAL \$0.00
DECLARATION OF SERVER		
<p>I declare under penalty of perjury under the laws of the United States of America that the foregoing information contained in the Return of Service and Statement of Service Fees is true and correct.</p> <p>Executed on _____ Date _____ <i>Signature of Server</i> _____ <i>Address of Server</i></p> <p style="text-align: center;"><i>[Handwritten signature]</i></p>		

(1) As to who may serve a summons see Rule 4 of the Federal Rules of Civil Procedure.